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BEFORE THE  
ILLINOIS COMMERCE COMMISSION

IN THE MATTER OF: )  
 )  
HARRISONVILLE TELEPHONE )  
COMPANY AND CHARTER )  
FIBERLINK-ILLINOIS, LLC, )  
Petitioner, )  
 ) No. 12-0618  
 )  
Joint petition for )  
approval of )  
interconnection agreement )  
pursuant to 47 U.S.C. 252. )

Chicago, Illinois  
January 8, 2013

Met, pursuant to adjournment, at 10:04 a.m.,  
in Conference Room S-801, 160 North LaSalle Street,  
Chicago, Illinois.

BEFORE:

Ms. Heather Jorgenson, Administrative Law Judge

1 APPEARANCES:

2 MEYER CAPEL,  
(306 West Church Street,  
3 Champaign, Illinois 61826-6750,  
(217) 352-0300),

4 MR. JOSEPH D. MURPHY,  
jmurphy@meyercafel.com,

5 for the Petitioner,

6 ILLINOIS COMMERCE COMMISSION,  
(160 North LaSalle Street, Suite C-800,  
7 Chicago, Illinois 60601-3104,  
(312) 793-2877),

8 MR. MATTHEW L. HARVEY,  
mharvey@icc.illinois.gov,

9 for the Staff.

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I N D E X

WITNESS	DX	CX	RDX	RCX	By Judge
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None.

S T A F F     E X H I B I T S

NUMBER	MARKED FOR ID	IN EVIDENCE
1	7	8

1 JUDGE JORGENSEN: Pursuant to the direction of  
2 the Illinois Commerce Commission, I now call Docket  
3 12-0618, Harrisonville Telephone Company and Charter  
4 Fiberlink-Illinois, LLC. This is a joint petition  
5 for approval of interconnection agreement pursuant to  
6 47 U.S.C. Section 252.

7 Can I have appearances for the record?  
8 And we'll start with whoever's on the phone.

9 MR. MURPHY: On behalf of Harrisonville  
10 Telephone Company, this is Joseph D. Murphy, 306 West  
11 Church Street, Champaign, Illinois 61820.

12 JUDGE JORGENSEN: Is there anybody else on the  
13 phone?

14 All right. Hearing none, we'll have  
15 in the room, please?

16 MR. HARVEY: For the staff of the Illinois  
17 Commerce Commission, Matthew L. Harvey, 160 North  
18 LaSalle Street, Suite C-800, Chicago, Illinois 60601.

19 JUDGE JORGENSEN: Thank you.

20 And when I looked at e-docket before  
21 appearing here, nothing to my knowledge has been  
22 filed yet, but I believe that's about to change. If

1       you can fill me in on the status, please?

2               MR. HARVEY:   That's correct, your Honor.   Staff  
3       has -- well, failed to -- as a result of an  
4       administrative contretemps -- to file its verified  
5       statement on Friday but is doing so today.   It is the  
6       verified statement of A. Olusanjo Omoniyi.   In  
7       summary, and not verbatim, it states that Mr. Omoniyi  
8       has reviewed the interconnection agreement between  
9       Harrisonville Telephone Company and Charter Fiberlink  
10      and has determined that in his opinion it does not  
11      discriminate against any carrier that is not a party  
12      to the agreement nor is it contrary to the public  
13      interest.   As such, Mr. Omoniyi is able to recommend  
14      that the commission approve the interconnection  
15      agreement.

16              JUDGE JORGENSEN:   Okay.

17                      Has the company been afforded this  
18      statement yet?

19              MR. HARVEY:   I don't believe it has, but it  
20      will be.   And I would request leave to late file it  
21      as an exhibit.

22              JUDGE JORGENSEN:   Mr. Murphy?

1           MR. MURPHY: Your Honor, if Mr. Omoniyi's  
2 statement is consistent along the lines of the  
3 statements that he normally provides in these cases,  
4 the company has no objection to this being filed as a  
5 late filed exhibit. And if there's some irregularity  
6 with it that the company wants to raise, I suggest  
7 that you go ahead and mark the record heard and  
8 taken, and we'll simply make a motion to reopen the  
9 record in the very unlikely instance that there's  
10 something in this statement that isn't standard to  
11 Mr. Omoniyi's standard statements.

12           MR. HARVEY: I have read a vast number of Mr.  
13 Omoniyi's statements, and I can represent in good  
14 faith that it is as plain vanilla as they get. And  
15 it is absolutely consistent with Mr. Omoniyi's  
16 statements as they've been -- as Mr. Murphy has seen  
17 in the past.

18           MR. MURPHY: And I'm perfectly happy with that  
19 representation.

20           JUDGE JORGENSEN: Okay.

21                       Since the company is happy with that  
22 representation, I will go ahead and allow this to be

1 filed as a late exhibit, Staff Exhibit 1, and if  
2 there is -- is there anything further?

3 MR. HARVEY: Yes, I probably should move this  
4 into the record, shouldn't I?

5 JUDGE JORGENSEN: Yes, please.

6 MR. HARVEY: Why don't I -- at this point,  
7 staff would move Mr. Omoniyi's verified statement  
8 into the record as Staff Exhibit No. 1 and indicate  
9 that it has nothing further.

10

11 (WHEREUPON, the document was  
12 marked Staff Exhibit 1 for  
13 identification, as of 1/8/13.)

14

15 JUDGE JORGENSEN: Okay.

16 Now, that we've got that out of the  
17 way, I will go ahead and admit this as a late filed  
18 Exhibit 1 since the company has indicated they have  
19 no objections if it's consistent with what they  
20 expect to see, and I will go ahead and mark the  
21 record heard and taken unless there's anything else  
22 anybody has for the record today.

1 (WHEREUPON, the document marked  
2 Staff Exhibit 1 for identification  
3 was admitted into evidence.)  
4  
5 MR. HARVEY: Nothing from staff, your Honor.  
6 MR. MURPHY: Nothing more from the company,  
7 your Honor.  
8 JUDGE JORGENSEN: All right.  
9 The record is heard and taken. Thank  
10 you.  
11 MR. MURPHY: Thank you.  
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13 (END OF PROCEEDINGS.)  
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